

**UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF MASSACHUSETTS**

MARIA ALEJANDRA CELIMEN SAVINO,
JULIO CESAR MEDEIROS NEVES, and all
those similarly situated,

Petitioners-Plaintiffs,

v.

STEVEN J. SOUZA,

Respondent-Defendant.

Case No. 1:20-cv-10617 WGY

NOTICE OF CROSS-APPEAL

Pursuant to Fed. R. App. P. 3(a), 28 U.S.C. § 1291, and Local Rule 28.1, notice is hereby given that Plaintiffs in the above-captioned action file a protective cross-appeal to the United States Court of Appeals for the First Circuit in order to preserve their appellate rights. On June 1, 2020, Defendants appealed certain class certification orders and bail determination orders made by this Court. *See* ECF No. 193. Plaintiffs contend that Defendants' appeal is untimely except as to ECF No. 147 and that appellate jurisdiction does not exist as to the appealed from bail determinations. Nevertheless, and to preserve the rights of individual class members should the First Circuit exercise jurisdiction over bail determinations in this action and should the First Circuit determine further that such appeals may be filed within 60 rather than 30 days, Plaintiffs hereby cross-appeal as to the following orders denying bail:

1. ECF No. 107 (Dated April 21, 2020)
2. ECF No. 112 (Dated April 22, 2020)

3. ECF No. 117 (Dated April 23, 2020)
4. ECF No. 134 (Dated April 27, 2020)
5. ECF No. 135 (Dated April 28, 2020)

June 22, 2020

Respectfully Submitted,
/s/ Felicia Ellsworth

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Appearance forthcoming

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CERTIFICATE OF SERVICE

I hereby certify that, on June 22, 2020 a copy of the foregoing document was filed electronically and served by mail on anyone unable to accept electronic filing. Notice of this filing will be sent by email to all parties by operation of this court's electronic filing system or by mail to anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the court's CM/ECF system.

Date: June 22, 2020

/s/ Felicia Ellsworth
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